Senate File 2376 - Introduced

SENATE FILE 2376
BY COMMITTEE ON WAYS AND MEANS

(SUCCESSOR TO SF 2347) (SUCCESSOR TO SSB 3106)

A BILL FOR

- 1 An Act relating to annual all-systems permits issued by the
- 2 department of transportation for vehicles of excessive
- 3 weight, and including effective date provisions.
- 4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

- 1 Section 1. Section 312.2, subsection 12, paragraph a, Code 2 2022, is amended to read as follows:
- 3 a. (1) The treasurer of state, before making the
- 4 allotments provided for in this section, for the fiscal year
- 5 beginning July 1, 1990, and each succeeding fiscal year, shall
- 6 credit from the road use tax fund two million dollars to the
- 7 county bridge construction fund, which is hereby created.
- 8 Moneys credited to the county bridge construction fund
- 9 shall be allocated to counties by the department for bridge
- 10 construction, reconstruction, replacement, or realignment based
- 11 on needs in accordance with rules adopted by the department.
- 12 (2) The department shall allocate moneys deposited in the
- 13 fund under section 321E.14, subsection 1, paragraph "0j", only
- 14 to counties having jurisdiction over secondary roads on which
- 15 vehicles issued a permit pursuant to section 321E.8, subsection
- 16 lA, are authorized to operate. Such counties may submit an
- 17 application to the department for moneys from the fund for two
- 18 additional bridge candidates per year.
- 19 Sec. 2. Section 321E.2, subsections 1 and 4, Code 2022, are
- 20 amended to read as follows:
- 21 1. The department and local authorities may in their
- 22 discretion and upon application and with good cause shown
- 23 issue permits for the movement of special mobile equipment
- 24 being temporarily moved on streets, roads, or highways and
- 25 for vehicles with indivisible loads, or divisible loads where
- 26 expressly authorized under this chapter, which exceed the
- 27 maximum dimensions and weights specified in sections 321.452
- 28 through 321.466, but not to exceed the limitations imposed in
- 29 this section and sections 321E.3 through 321E.15 except as
- 30 provided in section 321E.29.
- 31 4. When in the judgment of the permit-issuing authority the
- 32 movement of a vehicle with an indivisible or divisible load or
- 33 special mobile equipment which exceeds the maximum dimensions
- 34 and weights will be unduly hazardous to public safety or will
- 35 cause undue damage to infrastructure or other public or private

- 1 property, the permit shall be denied and the reasons for denial
- 2 endorsed on the application. Permits shall designate the days
- 3 when and routes upon which loads and special mobile equipment
- 4 may be moved within a county on other than primary roads.
- 5 Sec. 3. Section 321E.3, subsection 1, Code 2022, is amended
- 6 to read as follows:
- 7 l. a. Permits issued under this chapter shall be issued
- 8 by the authority responsible for the maintenance of the system
- 9 of highways or streets. However, the department may issue
- 10 permits on primary road extensions in cities in conjunction
- 11 with movements on the rural primary road system.
- 12 b. The department may issue an all-systems permits
- 13 under section 321E.8 which is are valid for movements on
- 14 all highways or streets under the jurisdiction of either
- 15 the state, except the interstate road system if prohibited
- 16 under section 321E.8, or those local authorities that have
- 17 indicated to the department in writing, including by means of
- 18 electronic communication, those streets or highways for which
- 19 an all-systems permit is not valid.
- Sec. 4. Section 321E.8, Code 2022, is amended by adding the
- 21 following new subsection:
- 22 NEW SUBSECTION. 1A. Vehicles with indivisible or
- 23 divisible loads having an overall width not to exceed the width
- 24 authorized under section 321.454, an overall length not to
- 25 exceed the length authorized under section 321.457, an overall
- 26 height not to exceed the height authorized under section
- 27 321.456, and a total gross weight not to exceed the gross
- 28 weight authorized under section 321.463 by more than twelve
- 29 percent, may operate under an all-systems permit and shall
- 30 obtain route approval from the department. Permitted vehicles
- 31 under this subsection with a gross weight exceeding eighty
- 32 thousand pounds shall not be allowed to travel on any portion
- 33 of the interstate road system.
- 34 Sec. 5. Section 321E.14, subsection 1, paragraph i, Code
- 35 2022, is amended to read as follows:

- 1 i. One hundred sixty dollars for an annual all-systems
- 2 permit issued pursuant to section 321E.8, subsection 1, which
- 3 shall be deposited in the road use tax fund.
- 4 Sec. 6. Section 321E.14, subsection 1, Code 2022, is amended
- 5 by adding the following new paragraph:
- 6 NEW PARAGRAPH. Oj. Five hundred dollars for an annual
- 7 all-systems permit issued pursuant to section 321E.8,
- 8 subsection 1A. Seventy-five percent of the fee shall be
- 9 deposited in the county bridge construction fund created in
- 10 section 312.2, subsection 12, and twenty-five percent of the
- 11 fee shall be deposited in the road use tax fund.
- 12 Sec. 7. EFFECTIVE DATE. This Act takes effect January 1,
- 13 2023.
- 14 EXPLANATION
- The inclusion of this explanation does not constitute agreement with the explanation's substance by the members of the general assembly.
- 17 Under current law, Code section 321.463 limits the gross
- 18 weight of a vehicle based on the highway of travel and the
- 19 number of axles and the distance between the axles on the
- 20 vehicle. Generally, vehicles are allowed to have a maximum
- 21 gross weight of up to 80,000 pounds on any highway, and
- 22 commercial motor vehicles with six or seven axles are allowed
- 23 to have a gross weight of up to 96,000 pounds on noninterstate
- 24 highways. To operate in excess of the gross weights allowed
- 25 under Code section 321.463, Code chapter 321E authorizes
- 26 single-trip, multi-trip, and annual permits for vehicles of
- 27 excessive size and weight. Generally, such permits may be
- 28 issued by the department of transportation (DOT) for vehicles
- 29 traveling on primary highways, primary road extensions in
- 30 cities in conjunction with movements on the rural primary road
- 31 system, and secondary roads or city streets at the request of a
- 32 local authority. A local authority may also generally issue
- 33 such permits for streets or highways under its jurisdiction.
- 34 The DOT may issue an annual all-systems permit authorizing
- 35 vehicles of excessive size and weight, not to exceed 80,000

- 1 pounds, to travel on state highways and those streets or
- 2 highways of local authorities that have indicated to the DOT
- 3 the streets or highways for which an all-systems permit is not
- 4 valid. The fee for an annual all-systems permit is \$160.
- This bill authorizes the DOT to issue an annual all-systems
- 6 permit for vehicles carrying an indivisible or divisible load
- 7 not exceeding the current size restrictions under Code chapter
- 8 321 and not exceeding the gross weight authorized under Code
- 9 section 321.463 by more than 12 percent. Vehicles permitted
- 10 under the bill with a gross weight exceeding 80,000 pounds are
- 11 prohibited from traveling on any portion of the interstate road
- 12 system.
- 13 The fee for the permit is \$500. Of the fee, \$375 must be
- 14 deposited into the county bridge construction fund and \$125
- 15 must be deposited in the road use tax fund. Only counties with
- 16 jurisdiction over secondary roads on which vehicles with a
- 17 permit issued pursuant to the bill are authorized to operate
- 18 are eligible to receive the county bridge construction fund
- 19 moneys generated by the fee. Such counties may submit an
- 20 application to the DOT for funding for two additional bridge
- 21 candidates each year.
- 22 The bill takes effect January 1, 2023.